



# COUNCIL

## Minutes

for the meeting on

Tuesday, 26 November 2024

in the Council Chamber, Adelaide Town Hall

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Our Adelaide.  
**Bold.**  
**Aspirational.**  
**Innovative.**

Present – The Right Honourable the Lord Mayor, Dr Lomax-Smith (Presiding Member)

Deputy Lord Mayor, Councillor Snape

Councillors Abrahamzadeh, Couros, Davis, Elliott, Giles, Hou, Li, Martin, Noon and Dr Siebentritt

## **1 Acknowledgement of Country**

At the opening of the Council meeting, the Lord Mayor stated:

‘Council acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.’

## **2 Acknowledgement of Colonel William Light**

The Lord Mayor stated:

‘The Council acknowledges the vision of Colonel William Light in determining the site for Adelaide and the design of the City with its six squares and surrounding belt of continuous Park Lands which is recognised on the National Heritage List as one of the greatest examples of Australia’s planning heritage.’

## **3 Prayer**

The Lord Mayor stated:

‘We pray for wisdom, courage, empathy, understanding and guidance in the decisions that we make, whilst seeking and respecting the opinions of others.’

## **4 Pledge**

The Lord Mayor stated:

‘May we in this meeting speak honestly, listen attentively, think clearly and decide wisely for the good governance of the City of Adelaide and the wellbeing of those we serve.’

## **5 Memorial Silence**

The Lord Mayor asked all present stand in silence in memory of those who gave their lives in defence of their Country, at sea, on land and in the air.

## **6 Apologies and Leave of Absence**

Nil

## **7 Confirmation of Minutes - 12/11/2024**

Moved by Councillor Martin,

Seconded by Deputy Lord Mayor, Councillor Snape

That the Minutes of the meeting of the Council held on 12 November 2024, be taken as read and be confirmed as an accurate record of proceedings, subject to the following change to Item 12.1, Recommendation 1 - Item 7.1 - Adelaide Park Lands Community Buildings (Sport and Recreation) Policy:

Councillor Martin, through Regulation 18 of the *Local Government (Procedures at Meetings) Regulations 2013*, sought documents regarding minimum sporting code standards for facilities for sports played on the Park Lands with a current lease, to be tabled before a decision could be made. The ruling of the Lord Mayor determined that Recommendation 1 be varied to delete parts 3 and 4 which would be brought back through the City Community Services and Culture Committee on 3 December 2024.

Carried unanimously

**8 Declaration of Conflict of Interest**

Councillor Martin declared a material conflict of interest in Item 13, Recommendation 5 - Item 7.5 [Her Majesty's Theatre Commemorative Artwork Proposal], pursuant to Section 75 of *the Local Government Act 1999* (SA), as he is on the Festival Centre Trust Board, and that he would withdraw his Chair.

Lord Mayor declared a material conflict of interest in Item 12, Recommendation 9 - Item 7.9 [Council Member Allowances and Benefits Policy Review], pursuant to Section 75 of *the Local Government Act 1999* (SA), as Schedule 3 of the Allowances and Benefits Policy relates solely to the benefits of the position of Lord Mayor, and that she would withdraw her Chair.

**9 Deputations**

Nil

**10 Petitions**

Nil

Councillor Couros entered the Council Chamber at 5.34 pm.

**11 Recommendations of the Audit and Risk Committee - 8 November 2024**

Moved by Councillor Martin,  
Seconded by Councillor Noon -

Recommendation 1 – Item 6.3 – 2024/25 Business Plan & Budget Quarter 1 Update

THAT COUNCIL

1. Receives the City of Adelaide 2024/25 Business Plan and Budget Quarter 1 Update as provided in Attachment A to Item 6.3 on the Agenda for the meeting of the Audit and Risk Committee held on 8 November 2024.
2. Approves adjustments for the 2024/25 Business Plan and Budget (BP&B) as identified in this report and reflected in Attachment A to Item 6.3 on the Agenda for the meeting of the Audit and Risk Committee held on 8 November 2024.
3. Notes the year-to-date Operating (Financial Performance) for the quarter ending 30 September 2024, which includes:
  - 3.1. Total operating income of \$59.603m (\$0.788m higher than the budget of \$58.815m, for the period)
  - 3.2. Total operating expenses (including depreciation) of \$54.696m (\$1.264m higher than the budget of \$53.432m, for the period)
  - 3.3. An operating surplus of \$4.907m (\$0.476m lower than the budget of \$5.383m, for the period)
  - 3.4. Total Capital Expenditure of \$17.063m (\$0.266 higher than the budget of \$16.797m, for the period)
  - 3.5. Net cash surplus position of \$27.782m.
4. Approves the budgeted year end Operating Position, which includes:
  - 4.1. Total operating income of \$235.708m (\$0.483m higher than the adopted budget of \$235.225m)
  - 4.2. Total operating expenses (including depreciation) of \$226.341m (\$0.483m higher than the adopted budget of \$225.858)
  - 4.3. An operating surplus of \$9.367m (consistent with the adopted budget of \$9.367m).
5. Approves total capital expenditure of \$122.912m for 2024/25 year (\$10.081m higher than the adopted budget of \$112.831m).
6. Approves total borrowings of \$23.733m projected to 30 June 2025 (\$29.944m lower than the adopted projected borrowings of \$53.677m to 30 June 2025).
7. Receives the Council Subsidiary Q1 updates as provided as Attachments B, C, D and E to Item 6.3 on the Agenda for the meeting of the Audit and Risk Committee held on 8 November 2024.

Carried

Deputy Lord Mayor, Councillor Snape requested that a division be taken on the motion.

Division

For (8):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Hou, Li, Martin, Noon and Siebentritt.

Against (2):

Councillors Couros and Davis.

The division was declared in favour of the motion

## **12 Recommendations of the City Finance and Governance Committee - 19 November 2024**

Discussion ensued

It was then –

Moved by Councillor Siebentritt,  
Seconded by Deputy Lord Mayor, Councillor Snape -

### **12.3 Recommendation 3 - Item 7.3 - Event Spread across City of Adelaide and North Adelaide**

THAT COUNCIL:

1. Notes the findings of the engagement with event organisers and State Government.
2. Notes that weightings in the AEDA Commercial Events Funds have been amended to encourage a spread of event activity across the city.
3. Notes initiatives already being delivered by the City of Adelaide and AEDA which support event spread across the City and North Adelaide.

### **12.4 Recommendation 4 - Item 7.4 - By-Law Implementation Report**

THAT COUNCIL:

1. Adopts, in accordance with Section 246(5) of the Local Government Act 1999 (SA) and Section 14C of the Acts Interpretation Act 1915, the expiation fees for alleged offences against Clause 5.1 of Council's Permits and Penalties By-law 2024 and Clause 8.1 of Council's Rundle Mall By-law 2024. These are included at Attachment A to Item 7.4 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024 effective on the date the by-laws come into operation.
2. Authorises in exercise of the power contained in Section 44 of the Local Government Act 1999 (SA) and Section 14C of the Acts Interpretation Act 1915, the powers and functions under the following by-laws and specified in the proposed Instruments of Delegation for by-laws contained in the Attachments B – I to Item 7.4 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024, to be hereby delegated to the person occupying the office of the Chief Executive Officer, or any person acting in the position of Chief Executive Officer effective on the date on which the by-laws come into operation, subject to the conditions and or limitations specified herein or in the Schedule of Conditions in the proposed Instruments of Delegation for the by-laws:
  - 2.1. Permits and Penalties By-law 2024
  - 2.2. Local Government Land By-law 2024
  - 2.3. Roads By-law 2024
  - 2.4. Waste Management By-law 2024
  - 2.5. Rundle Mall By-law 2024
  - 2.6. Dogs By-law 2024
  - 2.7. Cats By-law 2024
  - 2.8. Lodging House By-law 2024.

3. Authorises the Chief Executive Officer to sub-delegate the powers referred to in paragraph 2 to other employees of the Council:
  - 3.1. As the Chief Executive Officer considers fit; and
  - 3.2. In accordance with the relevant legislation; unless
  - 3.3. Otherwise indicated in this report; or
  - 3.4. Otherwise indicated in the Schedule of Conditions contained in the proposed Instruments of Delegation for the by-laws.

#### **12.5 Recommendation 5 - Item 7.5 - City of Music Laneway Naming - The Angels Lane**

##### THAT COUNCIL:

1. Approves, pursuant to section 219 of the Local Government Act 1999 (SA), naming the unnamed private road (Lettered 'A' and 'C' on Filed Plan 16026 which commences at 125 Hindley Street, runs in a southerly direction for approximately 32 metres and then turns and runs in a westerly direction for approximately 120 metres whereupon it meets Morphett Street) 'The Angels Lane'.
2. Approves, pursuant to section 219 of the Local Government Act 1999 (SA), changing the name of the public road currently known as 'The Angels Lane' to 'Gallerie Lane'.
3. Notes that in accordance with statutory requirements, to put Council's decision into effect, the Chief Executive Officer will:
  - 3.1 give 'public notice' of Council's decision; and
  - 3.2 notify the Registrar-General, Surveyor-General and Valuer-General of Council's decision.

#### **12.6 Recommendation 6 - Item 7.6 - Determination of Time and Place of Ordinary Meetings of Council for 2025**

##### THAT COUNCIL:

1. Approves that the ordinary council meetings will be held from 5.30pm in the Council Chambers, Town Hall, Adelaide on the second and fourth Tuesday of every month (except in January and December 2025), in accordance with the meeting schedule outlined below:

Tuesday 28 January 2025

Tuesday 11 February 2025

Tuesday 25 February 2025

Tuesday 11 March 2025

Tuesday 25 March 2025

Tuesday 8 April 2025

Tuesday 22 April 2025

Tuesday 13 May 2025

Tuesday 27 May 2025

Tuesday 10 June 2025

Tuesday 24 June 2025

Tuesday 8 July 2025

Tuesday 22 July 2025

Tuesday 12 August 2025

Tuesday 26 August 2025

Tuesday 9 September 2025

Tuesday 23 September 2025

Tuesday 14 October 2025

Tuesday 28 October 2025

Tuesday 11 November 2025

Tuesday 25 November 2025

Tuesday 9 December 2025

2. Delegates authority to the Chief Executive Officer to amend the date and time of ordinary Council meetings should the need arise, with advice provided to Council Members as soon as practical when a need for change is identified and formal notification provided in accordance with the requirements of section 83(1) of the Local Government Act 1999 (SA).

#### **12.7 Recommendation 7 - Item 7.7 - 2024 Confidential Orders Review**

##### THAT COUNCIL:

1. Notes that a review of the 504 active confidentiality orders (May 2005 – October 2024) has been undertaken in accordance with Section 91(9) of the Local Government Act 1999 (SA).
2. Notes that 16 active confidentiality orders will be released in part or in full during December 2024.
3. Approves the extension of 50 confidentiality orders as identified in Attachment A to Item 7.7 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024.

#### **12.8 Recommendation 8 - Item 7.8 - Council Member Training and Development Policy Review**

##### THAT COUNCIL:

1. Notes that a Council Member Training and Development Plan will be presented to Council for consideration in February 2025.
2. Notes that a survey will be distributed to Council Members which will inform the content of the Council Member Training and Development Plan.
3. Adopts the revised Council Member Training and Development Policy as contained in Attachment A to Item 7.8 on the Agenda of the City Finance and Governance Committee held on 19 November 2024.
4. Authorises the Chief Executive Officer to make any typographical or syntactical updates as required to finalise the Council Member Training and Development Policy as contained in Attachment A to Item 7.8 on the Agenda of the City Finance and Governance Committee held on 19 November 2024.

#### **12.10 Recommendation 10 - Item 7.10 - Prudential Management Policy**

##### THAT COUNCIL:

1. Adopts the updated Prudential Management Policy (2024) as per Attachment A to Item 7.10 on the Agenda for the City Finance and Governance Committee held on 19 November 2024.
2. Notes that the annual indexed prudential report threshold will be published annually in an E-News to Council Members as well as on the City of Adelaide's Doing business with Council web page.

Carried

#### **12.1 Recommendation 1 - Item 7.1 - 2024/25 Business Plan & Budget Quarter 1 Update**

Moved by Councillor Martin,

Seconded by Deputy Lord Mayor, Councillor Snape -

##### THAT COUNCIL:

1. Receives the City of Adelaide 2024/25 Business Plan and Budget Quarter 1 Update as provided in Attachment A to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024.
2. Approves adjustments for the 2024/25 Business Plan and Budget (BP&B) as identified in this report and reflected in Attachment A to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024.
3. Notes the year-to-date Operating (Financial Performance) for the quarter ending 30 September 2024, which includes:
  - 3.1. Total operating income of \$59.603m (\$0.788m higher than the budget of \$58.815m, for the period)
  - 3.2. Total operating expenses (including depreciation) of \$54.696m (\$1.264m higher than the budget of \$53.432m, for the period)

- 3.3. An operating surplus of \$4.907m (\$0.476m lower than the budget of \$5.383m, for the period)
- 3.4. Total Capital Expenditure of \$17.063m (\$0.266 higher than the budget of \$16.797m, for the period)
- 3.5. Net cash surplus position of \$27.782m.
4. Approves the budgeted year end Operating Position, which includes:
  - 4.1. Total operating income of \$235.708m (\$0.483m higher than the adopted budget of \$235.225m)
  - 4.2. Total operating expenses (including depreciation) of \$226.341m (\$0.483m higher than the adopted budget of \$225.858)
  - 4.3. An operating surplus of \$9.367m (consistent with the adopted budget of \$9.367m).
5. Approves total capital expenditure of \$122.912m for 2024/25 year (\$10.081m higher than the adopted budget of \$112.831m).
6. Approves total borrowings of \$23.733m projected to 30 June 2025 (\$29.944m lower than the adopted projected borrowings of \$53.677m to 30 June 2025).
7. Receives the Council Subsidiary Quarter 1 updates as provided as Attachments B, C, D and E to Item 7.1 on the Agenda for the meeting of the City Finance and Governance Committee held on 19 November 2024.

Discussion ensued

The motion was then put and carried

Councillor Couros requested that a division be taken on the motion.

Division

For (8):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Hou, Li, Martin, Noon and Siebentritt.

Against (2):

Councillors Couros and Davis.

The division was declared in favour of the motion

## 12.2 Recommendation 2 - Item 7.2 - Adelaide Economic Development Agency Strategic Plan

Having declared a material conflict of interest in Recommendation 9 – Item 7.9 - Council Member Allowances and Benefits Policy Review, the Lord Mayor left the Council Chamber at 5.41 pm, whereupon the Deputy Lord Mayor, Councillor Snape took the Chair.

It was then –

Moved by Councillor Martin,  
Seconded by Councillor Giles -

THAT COUNCIL:

1. Notes the 2024/25 - 2028/29 Adelaide Economic Development Agency Strategic Plan as per Attachment A to Item 7.2 on the Agenda for the City Finance and Governance Committee held on 19 November 2024.

Discussion ensued, during which Councillor Abrahamzadeh entered the Council Chamber at 5.47 pm.

The motion was then put and carried

## 12.9 Recommendation 9 - Item 7.9 - Council Member Allowances and Benefits Policy Review

Moved by Councillor Siebentritt,  
Seconded by Councillor Elliott -

THAT COUNCIL:

1. Adopts the revised Council Member Allowances and Benefits Policy as contained in Attachment A to Item 7.9 on the Agenda for the City Finance and Governance Committee held on 19 November 2024.
2. Authorises the Chief Executive Officer or delegate to make minor editorial amendments to finalise the Council Member Allowances and Benefits Policy as contained in Attachment A to Item 7.9 on the Agenda for the City Finance and Governance Committee held on 19 November 2024.

Carried

Councillor Martin requested that a division be taken on the motion.

Division

For (8):

Councillors Abrahamzadeh, Elliott, Giles, Hou, Li, Martin, Noon and Siebentritt.

Against (2):

Councillors Couros and Davis.

The division was declared in favour of the motion

The Lord Mayor re-entered the Council Chamber at 5.51 pm and retook the Chair.

### **13 Recommendations of the Infrastructure and Public Works Committee - 19 November 2024**

Discussion ensued

It was then –

Moved by Councillor Elliott,

Seconded by Deputy Lord Mayor, Councillor Snape -

#### **13.2 Recommendation 2 - Item 7.2 - Franklin Street Pedestrian Crossing**

THAT COUNCIL

1. Notes the findings of this report.
2. Notes that Administration will undertake design review in consultation with the Department for Infrastructure and Transport to develop an innovative crossing at the intersection of Franklin Street, Byron Place and Elizabeth Street in the vicinity of the IGA at 2/186 Franklin Street Adelaide.
3. Notes that the Administration will consider the delivery of the improved crossing facility in conjunction with the hierarchy of projects provided within the forthcoming Integrated Transport Strategy and coordinated with the Franklin Street and Byron Place road renewal.
4. Notes should Council support an improved crossing facility, a funding request will be provided for Council's review and consideration as part of a future Business Plan and Budget process.

#### **13.3 Recommendation 3 - Item 7.3 - O'Connell Street Main Street - 88 O'Connell Street**

THAT COUNCIL

1. Approves the detailed design for the O'Connell Street Revitalisation Project, in relation to the eastern footpath between Archer Street and Tynte Street as contained in Attachment A to Item 7.3 on the Agenda for the meeting of the Infrastructure and Public Works Committee held on 19 November 2024.
2. Notes the further development of detailed design to 100% completion and the subsequent construction of the eastern footpath between Archer Street and Tynte Street.
3. Asks the Administration to review the current main streets program in relation to funding and timing opportunities, with the goal to potentially construct the section of footpath from Archer Street to Tynte Street on the western side of O'Connell Street, within the 2025/26 financial period and that a report is brought back to Council for consideration.

#### **13.4 Recommendation 4 - Item 7.4 - Capital Works Monthly Project Update - October 2024**

THAT COUNCIL

1. Notes the Capital Works Program Update for October 2024 as contained within this report and Attachment A to Item 7.4 on the Agenda for the meeting of the Infrastructure and Public Works Committee held on 19 November 2024.



**13.1 Recommendation 1 - Item 7.1 - Hutt Street Main Street - Revitalisation Project Concept**

Moved by Councillor Elliott,  
Seconded by Councillor Giles -

THAT COUNCIL

1. Approves for the purposes of public consultation.:
  - 1.1. Option D (Current Concept (interpeak parallel) and  
As presented on the 19 November 2024 within the Hutt Street Revitalisation Project (Car Parking Review) Workshop and contained within Attachment A to Item 7.1 on the Agenda for the meeting of the Infrastructure and Public Works Committee held on 19 November 2024.
2. Notes the outcomes of the Community consultation will be presented to Council for consideration and approval.
3. Notes the new timeline and forward estimates for the New / Upgrade allocation due to the request to review the concept plan with particular focus on the provision of car parking spaces.

Discussion ensued, during which Councillor Martin foreshadowed he would move an alternative motion if the motion before the meeting was lost.

The motion was then put and lost

Councillor Couros requested that a division be taken on the motion.

## Division

For (5):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Martin and Noon.

Against (6):

Councillors Abrahimzadeh, Couros, Davis, Hou, Li and Siebentritt.

The division was declared against the motion

It was then –

Moved by Councillor Martin,  
Seconded by Deputy Lord Mayor, Councillor Snape -

THAT COUNCIL

1. Approves for the purposes of public consultation.:
  - 1.1. Option B (Renewal with 60-degree angle parking) and
  - 1.2. Option D (Current Concept (interpeak parallel) and
  - 1.3. Option E (Combined 45-degree angle parking)

As presented on the 19 November 2024 within the Hutt Street Revitalisation Project (Car Parking Review) Workshop and contained within Attachment A to Item 7.1 on the Agenda for the meeting of the Infrastructure and Public Works Committee held on 19 November 2024.
2. Notes the outcomes of the Community consultation will be presented to Council for consideration and approval.
3. Notes the new timeline and forward estimates for the New / Upgrade allocation due to the request to review the concept plan with particular focus on the provision of car parking spaces.

Discussion ensued

Councillor Martin, called a point of order in relation to Councillor Davis breaching regulation 29 of the *Local Government (Procedures at Meetings) Regulations 2013*, due to Councillor Davis behaving in an improper and disorderly manner. The Lord Mayor accepted the point of order and provided Councillor Davis the opportunity to make a personal explanation.

Councillor Davis left the Council Chamber at 6.20 pm.

It was then –

Moved by Councillor Martin,  
Seconded by Councillor Noon -

That Councillor Davis has contravened regulation 29 of the *Local Government (Procedures at Meetings) Regulations 2013*, by behaving in an improper and disorderly manner.

Discussion ensued

The motion was then put and carried

Councillor Noon requested that a division be taken on the motion.

Division

For (7):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Li, Martin, Noon and Siebentritt.

Against (3):

Councillors Abrahamzadeh, Couros and Hou.

The division was declared in favour of the motion

With leave of the meeting, the meeting was adjourned for a period of 5 minutes at 6.29 pm.

The meeting resumed at 6.33 pm with the following members present:

The Lord Mayor, Deputy Lord Mayor, Councillor Snape and Councillors Abrahamzadeh, Couros, Elliott, Giles, Hou, Li, Martin, Noon and Siebentritt.

It was then –

Moved by Councillor Martin,  
Seconded by Councillor Noon -

That Councillor Davis be suspended for the rest of the meeting.

Discussion ensued

The motion was then put and carried

Councillor Davis was sought to be advised of the outcome and administration was advised he had left the building.

Discussion continued, during which Councillor Siebentritt foreshadowed he would move the original recommendation if the motion before the meeting was lost.

The motion was then put and lost  
on the casting vote of the Lord Mayor

Deputy Lord Mayor, Councillor Snape requested that a division be taken on the motion.

Division

For (5):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Martin and Noon.

Against (5):

Councillors Abrahamzadeh, Couros, Hou, Li and Siebentritt.

The division was declared against the motion  
on the casting vote of the Lord Mayor

It was then –

Moved by Councillor Siebentritt,  
Seconded by Councillor Couros -

THAT COUNCIL

1. Approves for the purposes of public consultation.:

- 1.1. Option A (Existing conditions - footpath option only); and
- 1.2. Option B (Renewal with 60-degree angle parking) and
- 1.3. Option C (Renewal with 45-degree angle parking) and
- 1.4. Option D (Current Concept (interpeak parallel) and
- 1.5. Option E (Combined 45-degree angle parking)

As presented on the 19 November 2024 within the Hutt Street Revitalisation Project (Car Parking Review) Workshop and contained within Attachment A to Item 7.1 on the Agenda for the meeting of the Infrastructure and Public Works Committee held on 19 November 2024.

2. Notes the outcomes of the Community consultation will be presented to Council for consideration and approval.
3. Notes the new timeline and forward estimates for the New / Upgrade allocation due to the request to review the concept plan with particular focus on the provision of car parking spaces.

Carried

### **13.5 Recommendation 5 - Item 7.5 - Her Majesty's Theatre Commemorative Artwork Proposal**

Having declared a material conflict of interest in Recommendation 5 – Item 7.5 - Her Majesty's Theatre Commemorative Artwork Proposal, Councillor Martin left the Council Chamber at 6.44 pm.

It was then –

Moved by Councillor Noon,  
Seconded by Councillor Giles -

#### THAT COUNCIL

1. Notes the communications from the Adelaide Festival Centre regarding the Her Majesty's Theatre commemorative artwork opportunity contained in Attachment A to Item 7.5 on the Agenda for the meeting of Infrastructure and Public Works Committee held on 19 November 2024.
2. Approves the City of Adelaide to manage the commission to ensure compliance with requirements for installation of the bronze sculpture of Barry Humphries AO CBE to be located near Her Majesty's Theatre on Grote Street.
3. Notes the Draft Proposal for Her Majesty's Theatre Commemorative Artwork from the Adelaide Festival Centre as contained in Attachment B to Item 7.5 on the Agenda for the meeting of Infrastructure and Public Works Committee held on 19 November 2024.
4. Notes that Administration will develop a formal proposal for Council's consideration in Q4 2024/25.

Discussion ensued

The motion was then put and carried

Councillor Martin re-entered the Council Chamber at 6.48 pm.

## **14 Reports for Council (Chief Executive Officer's Reports)**

### **14.1 Appointment of Council Members to Audit and Risk Committee**

The Lord Mayor called for nominations to the Audit and Risk Committee.

Councillor Martin nominated Councillor Giles, who accepted the nomination.

There being no further nominations, Councillor Giles was declared appointed.

The Lord Mayor called for nomination as proxy member to the Audit and Risk Committee.

Deputy Lord Mayor, Councillor Snape nominated Councillor Elliott, who accepted the nomination.

There being no further nominations, Councillor Elliott was declared appointed.

It was then –

Moved by Deputy Lord Mayor, Councillor Snape,  
Seconded by Councillor Noon -

THAT COUNCIL

1. Approves Councillor Giles to be appointed to the Audit and Risk Committee for the period of 15 December 2024 until the conclusion of the 2022-2026 Council Term.
2. Approves Councillor Elliott to be appointed as a proxy member to the Audit and Risk Committee for the period of 15 December 2024 until the conclusion of the 2022-2026 Council Term.

Carried

**14.2 Appointment of Council Member to Adelaide Central Market Authority**

The Lord Mayor called for nominations to the Adelaide Central Market Authority Board.

Councillor Abrahamzadeh nominated Councillor Couros, who accepted the nomination.

Councillor Noon nominated Councillor Martin, who accepted the nomination.

There being two nominations for one position, a ballot was conducted, resulting in Councillor Martin being the successful nominee.

Councillor Martin declared a material conflict of interest in Item 14.2 [Appointment of Council Member to Adelaide Central Market Authority], pursuant to Section 75 of *the Local Government Act 1999* (SA), as the nominee to a position with remuneration, withdrew his Chair and left the Council Chamber at 6.55 pm.

It was then –

Moved by Councillor Noon,  
Seconded by Deputy Lord Mayor, Councillor Snape -

THAT COUNCIL

1. Appoints Councillor Martin to the Adelaide Central Market Authority Board until the conclusion of the 2022-2026 Council term.

Carried

Councillor Couros requested that a division be taken on the motion.

Division

For (6):

Deputy Lord Mayor, Councillor Snape and Councillors Elliott, Giles, Li, Noon and Siebentritt.

Against (3):

Councillors Abrahamzadeh, Couros and Hou.

The division was declared in favour of the motion

Councillor Martin re-entered the Council Chamber at 6.56 pm.

**14.3 Appointments to External Bodies**

The Lord Mayor called for two nominations to the Capital City Committee.

Councillor Noon nominated Councillor Giles, who accepted the nomination.

Councillor Martin nominated Councillor Siebentritt, who accepted the nomination.

Councillor Abrahamzadeh nominated Councillor Hou, who declined the nomination.

Councillor Couros nominated Councillor Noon, who declined the nomination.

There being no further nominations, Councillors Giles and Siebentritt were appointed.

The Lord Mayor called for nominations as proxy to the Capital City Committee.

Councillor Noon nominated herself. As there were no further nominations, Councillor Noon was appointed.

It was then –

Moved by Deputy Lord Mayor, Councillor Snape,  
Seconded by Councillor Martin -

THAT COUNCIL

1. Notes that City of Adelaide representation on the Capital City Committee is required under legislation.
2. Approves the appointment of two nominated Council Members and a proxy member to the Capital City Committee.
3. Appoints Councillor Giles and Councillor Siebentritt to the Capital City Committee for the period commencing 15 December 2024 and concluding at the end of the 2022-2026 council term.
4. Appoints Councillor Noon as a proxy member to the Capital City Committee for the period commencing 15 December 2024 and concluding at the end of the 2022-2026 council term.

Carried

Councillor Hou left the meeting at 6.59 pm.

It was then –

Moved by Councillor Noon,  
Seconded by Councillor Martin –

THAT COUNCIL

5. Notes that section 18.4 of the Constitution of the Australia Day Council of South Australia has been amended to reflect a 3-year board term for the Council-appointed ex-officio member.
6. Approves the appointment of a Council Member to represent the City of Adelaide on the Australia Day Council of South Australia.
7. Reappoints Councillor Li to represent the City of Adelaide on the Australia Day Council of South Australia commencing 15 December 2024 and concluding at the Annual General Meeting of the Australia Day Council of South Australia to be held in October 2025, to fulfil the three-year term.

Carried

Councillor Couros left the meeting at 7.00 pm.

**15 Lord Mayor's Reports**

The Lord Mayor addressed the meeting on the following:

- Vailo Adelaide 500
- Civic events for Feral Aussie Boullistes Pétanque Club 30<sup>th</sup> anniversary, Australia China International Film Festival and TAFE South Australia's Honour Award ceremony.
- Local Government Association of SA Annual General Meeting and Mayors Forum
- 2024 Minister's Award for Excellence in Public Health (Metropolitan) for the Council's trial Project Night Light programme,

Moved by Councillor Noon,  
Seconded by Councillor Giles –

That the report be received and noted

Carried

**16 Councillors' Reports****16.1 Reports from Council Members**

Councillor Noon addressed the meeting on her time as the City of Adelaide Council Member representative on the Adelaide Central Market Authority Board.

Deputy Lord Mayor, Councillor Snape addressed the meeting on his attendance at the Australia China International Film Festival, opening ceremony speech and closing ceremony Best Actor Award presentation.

Councillor Elliott addressed the meeting on his attendance at the Hutt Street Party, the Melbourne Street Meander Market and the 48 hr Film Project.

Councillor Abrahamzadeh addressed the meeting on the International Day of No Violence Against Women, the 'I'm Not Your Doormat' art installation in the breezeway and to acknowledge and thank the administration for their proactive approach.

Councillor Giles addressed the meeting on the Salvation Army initiative to convert a former rehabilitation centre into accommodation for people leaving hospital as a preventative to possible homelessness, which has been supported by the State Government.

It was then -

Moved by Councillor Siebentritt,  
Seconded by Councillor Abrahamzadeh –

THAT COUNCIL

1. Notes the Council Member activities and functions attended on behalf of the Lord Mayor (Attachment A to Item 16.1 on the Agenda for the meeting of the Council held on 26 November 2024).
2. Notes the summary of meeting attendance by Council Members (Attachment B to Item 16.1 on the Agenda for the meeting of the Council held on 26 November 2024).
3. Notes that reports from Council Members tabled at the meeting of the Council held on 26 November 2024 will be included in the Minutes of the meeting

Carried

**17 Motions on Notice**

**17.1 Councillor Martin - MoN - Redundant Policies and Strategies**

Moved by Councillor Martin,  
Seconded by Councillor Elliott -

That Council;

Asks the Administration to review all City of Adelaide plans and strategies which are not consistent with the current Strategic Plan and recommend which of those plans and/or strategies need to be adjusted or formally discarded.

Discussion ensued

The motion was then put and carried

**18 Motions without Notice**

Nil

**19 Questions on Notice**

Nil

**20 Questions without Notice**

Nil

**21 Exclusion of the Public**

Councillor Abrahamzadeh left the Council Chamber at 7.14 pm.

It was then –

Moved by Councillor Elliott,  
Seconded by Councillor Martin -

ORDER TO EXCLUDE FOR ITEM 22

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in section 90(3) (i) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 26 November 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 22 [Confidential Audit and Risk Committee Report – 8 November 2024] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential in nature because the report includes information on Council litigation.

The disclosure of information in this report could reasonably be expected to prejudice the outcome of Council's actual litigation

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 26 November 2024 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 22 [Confidential Audit and Risk Committee Report – 8 November 2024] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (i) of the Act.

Carried

It was then –

Moved by Councillor Elliott,  
Seconded by Councillor Martin -

ORDER TO EXCLUDE FOR ITEM 23.1

THAT COUNCIL:

1. Having taken into account the relevant consideration contained in section 90(3) (a) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the Council dated 26 November 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 23.1 [Appointment of Adelaide Economic Development Agency Board Member] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item contains confidential information that must be considered in confidence in order to protect the personal affairs of the nominees.

Public discussion and disclosure of information in this report prior to a resolution being determined by Council may potentially implicate the nominees' reputations in the business community.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the Council dated 26 November 2024 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 23.1 [Appointment of Adelaide Economic Development Agency Board Member] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (a) of the Act.

Carried

Members of the public and corporation staff not involved with Items 22 and 23 left the Council Chamber at 7.15 pm.

- 22 Confidential Audit and Risk Committee Report - 8 November 2024 [S90(3) (i)]**
- 23 Confidential Reports for Council (Chief Executive Officer's Reports)**
- 23.1 Appointment of Adelaide Economic Development Agency Board Member [S90(3) (a)]**



The meeting reopened to the public at 7.16 pm.

## **Item 22 – Confidential Audit and Risk Committee Report - 8 November 2024**

### Resolution and Confidentiality Order

#### THAT COUNCIL

1. Notes the report.
2. Authorises that, in accordance with Section 91(7) and (9) of the Local Government Act 1999 (SA) and because Item 22 [Confidential Audit and Risk Report – 8 November 2024] listed on the Agenda for the meeting of the Council held on 26 November 2024 was received, discussed and considered in confidence pursuant to Section 90(3) (i) of the Local Government Act 1999 (SA), this meeting of the Council do order that:
  - 2.1 The resolution become public information and included in the Minutes of the meeting.
  - 2.2 The report, the discussion and any other associated information submitted to this meeting and the Minutes of this meeting in relation to the matter remain confidential and not available for public inspection until 31 December 2031.
  - 2.3 The confidentiality of the matter be reviewed in December 2024.
  - 2.4 The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report containing the Item for which the confidentiality order has been revoked.

## **Item 23.1 – Appointment of Adelaide Economic Development Agency Board Member**

### Confidentiality Order

In accordance with Section 91(7) & (9) of the Local Government Act 1999 (SA) and because Item 23.1 [Adelaide Economic Development Agency Appointment of Board Member] listed on the Agenda for the meeting of the Council held on 26 November 2024 was received, discussed and considered in confidence pursuant to Section 90(3)(a) of the Local Government Act 1999 (SA), this meeting of the Council do order that:

1. The resolution, report, discussion and any other associated information submitted to this meeting in relation to the matter remain confidential and not available for public inspection until the successful candidate has accepted the position and the unsuccessful applicants have been advised of the recruitment process outcome.
2. The Chief Executive Officer be delegated the authority to review and revoke all or part of the order herein and directed to present a report to containing the Item for which the confidentiality order has been revoked.

## **Closure**

The meeting closed at 7.16 pm

Dr Lomax-Smith  
**Lord Mayor**

Documents Attached:

Nil